

**RICHARD A. RYAN**  
ATTORNEY AT LAW

Richard A. Ryan\*  
\*Registered Patent Attorney

richard@fresnopatentlaw.com

8497 N. Millbrook, Suite 110  
Fresno, California 93720  
Phone: (559) 447-1837  
Fax: (559) 447-1042  
www.fresnopatentlaw.com

Patents, Trademarks,  
Copyrights, Trade Secrets,  
Licensing and Related  
Intellectual Property  
Legal Matters

**FAX COVER SHEET****RECEIVED**  
CENTRAL FAX CENTER

APR 29 2005

**TO:** June Hwu  
Examiner  
Patent and Trademark Office  
Art Unit 1661

**FROM:** Richard A. Ryan, Esq.

**DATE:** April 29, 2005

**FAX #:** (703) 872-9306 (Central Fax Number)

**RE:** Patent Appl. No. 10/828,689  
Applicants: Gary W. Little and Janet D. Little

**ACCOUNT:** Docket No.: RAR531.02

**# OF PAGES:** 2  
(incl. this page)

**MESSAGE:** In reviewing my records with regard to the above-identified patent application, it appears that the declaration regarding no new matter in the substitute specification was not included with the response filed on April 22, 2005. Attached hereto is the Statement that Substitute Specification Contains No New Matter. I apologize for any confusion with regard to this oversight. Thank you for your assistance. Please call me if you have any questions or need additional information.

**CONFIDENTIALITY NOTE**

**WARNING:** The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of this facsimile is strictly prohibited. If you have received this facsimile in error, please immediately notify me by telephone at (559) 447-1837 and return the original message to us at the address noted above via the United States Postal Service. Thank you.

ORIGINAL TO FOLLOW: \_\_\_\_ YES XXX NO

Practitioner's Docket No. RAR531.02

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Gary W. Little and Janet D. Little

Serial No.: 10/828,689

Group No.: 1661

Filed: 04/21/2004

Examiner: Hue, June

For: Peach Tree Named "Janet"

RECEIVED  
CENTRAL FAX CENTER

APR 29 2005

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450STATEMENT THAT SUBSTITUTE SPECIFICATION  
CONTAINS NO NEW MATTER (37 C.F.R. 1.125)

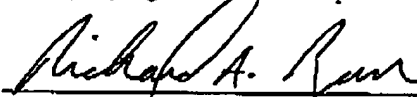
## 1. Identification of person making this statement

Richard A. Ryan  
Attorney at Law  
8497 N. Millbrook, Suite 110  
Fresno, CA 93720

The person making this statement is the attorney in this application, Registration Number 39,014.

## 2. Statement

I hereby state that the substitute specification filed April 22, 2005 contains no new matter over that contained in the above-identified application originally filed. I further state that the changes made are the same as indicated in the inter-lineated original specification accompanying the substitute specification.

  
Signature of person making statement

## CERTIFICATE OF TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being transmitted by facsimile to the Patent and Trademark Office to Fax Number: (703) 872-9306.

Date:

04/29/2005  
SignatureRichard A. Ryan, Reg. No. 39,014  
(name of person certifying)

(Statement that Substitute Specification Contains No New Matter—page 1 of 1)